IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.A.ABDUL GAFOOR
&
THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 19TH JANUARY 2007 / 29TH PAUSHA 1928

WA.No. 2357 of 2006(A)

AGAINST THE JUDGEMENT IN WPC.11694/2006 Dated 29/09/2006
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APPELLANT: PETITIONER

K.S.SANKARAN NAMBOOTHIRI,
SANTHI, IMPURIANKAVU GANAPATHI TEMPLE,
ARANMULA GROUP.

BY ADV. SRI.K.A.ABDUL SALAM
SRI.P.N.PURUSHOTHAMA KAIMAL

RESPONDENTS:
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1. THE TRAVANCORE DEVASWOM BOARD,
REP. BY ITS SECRETARY,
DEVASWOM BOARD BUILDING, NANDANCODE,
THIRUVANANTHAPURAM.

2. THE COMMISSIONER,
TRAVANCORE DEVASWOM BOARD,
NANDANCODE, THIRUVANANTHAPURAM.

3. THE ASST. COMMISSIONER,
TRAVANCORE DEVASWOM BOARD,
ARANMULA GROUP.

4. G.DILEEPAN NAMBOOTHIRI,
MELSANTHI, ARANMULA DEVASWOM,
ARANMULA GROUP.

BY ADV. SRI.C.VIJAYAN, SC, TDB
SRI.D.SOMASUNDARAM

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 19/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.A.ABDUL GAFOOR &

K.R. UDAYABHANU, JJ.

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W.A.NO. 2357 OF 2006

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DATED THIS THE 19TH DAY OF JANUARY 2007

JUDGMENT

Abdul Gafoor,J.

Transfer of an incumbent from one place to another is not a matter for judicial review unless there is extreme arbitrariness and discrimination in denying a posting as opted by him. The learned single Judge has considered the matter at length. Anyhow taking into account Annexures A1 & A2 certificates produced by the appellant/writ petitioner that his dearth in height shall not be a hindrance for him to conduct the poojas in Aranmulla Parthasarathy Temple, the first respondent is directed when next general transfer is effected to consider his case with reference to such documents and also taking into consideration his impending retirement within another three years. The writ appeal is closed.

Sd/-
K.A.ABDUL GAFOOR
JUDGE

Sd/-
K.R.UDAYABHANU,
JUDGE

ks. **TRUE COPY**

ks.